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U.S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

**NONPUBLICATION REQUEST
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Edwin SCHWARTZ	
Title	HEAT EXCHANGER	
Atty. Docket Number	08 / 418,286	

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

23/14/04/2004

Date



Signature

Edwin SCHWARTZ

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 8 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

22 Aug 04 CONFIRMATION
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22 August 2004

To: Commissioner for Patents
UNITED STATES PATENT and TradeMark OFFICE
P. O. Box 1450
Alexandria, VA 22313-1450 U.S.A.

Tel: 703-308-2603, Fax: 703-305-~~3463~~/3464
872- 9306

Patent and Trade Mark Office
Group unit: 3407
Examiner: C. Atkinson
Washington, DC , 20231

RE: Application no 08/418,286

Filed: 04/07/95

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AUG 27 2004
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Applicant: Erwin Schwartz et al.
Title: Heat Exchanger,

Subject: Response to petition under 37 C.F.R. & 1.137(b) being GRANTED.
Dated June 23 2004.

We Include

- a- Appeal Brief (in 3 copies).
- b- PAYMENT of the FEE for filing the Appeal Brief.
- c- NON PUBLICATION REQUEST (really was filed before publication rules changed).

Dear Sir.

We hereby shorten the application and description in order to obtain a speedy patent at least on a few of the initial claims.

Please note that some of the claims 24-40 are rewritten with more clarity, and I will refer to them as R (revised), with some modifications and additions.

Please note that all initial drawings and figures still apply, and are not withdrawn.

Erwin Schwartz / B.Eng

Tel: 514-696-7961, Fax: 514-696-8344

305 BAFFIN, D.D.O. (Montreal), Quebec, H9A 3G4, Canada.